

UNITED STATES DISTRICT COURT

DISTRICT OF MINNESOTA

Hollee Saville, Rebecca Swanson, Jean
Lang, Erin Rheault, Nikki Geffe, Terrie
Boyd, Misty Fisk, Kristi Johnson, Jennifer
Lutgen, Joan Finley, and Susan Johnson,

Case No. 0:13-cv-01281 MJD-AJB

Plaintiffs,

vs.

Minnesota Governor Mark Dayton, in his
official capacity as the Governor of the
State of Minnesota; Minnesota Bureau of
Mediation Services; Josh Tilsen, in his
official capacity as Commissioner of the
Bureau of Mediation Services; Minnesota
Department of Human Services; and
Lucinda Jesson, in her official capacity as
Commissioner of the Minnesota
Department of Human Services,

**DEFENDANTS' MOTION TO
DISMISS**

Defendants.

Defendants Mark Dayton, Josh Tilsen, and Lucinda Jesson, the Bureau of Mediation Services and the Department of Human Services (“Defendants”) move the Court to dismiss Plaintiff’s complaint against them for lack of subject matter jurisdiction, failure to state a claim upon which relief can be granted, and because the Bureau of Mediation Services and the Department of Human Services are not proper parties.

This motion is made pursuant to Fed. R. Civ. P. 12(b)(1), (6), and is based upon the files, records and proceedings herein, including the memorandum of law filed and served herewith.

Dated: June 7, 2013

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State of Minnesota

s/Alan I. Gilbert

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